

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Review Petition No.189 of 2012.

Date of decision: 28.9.2012.

M/s Fozal Power Pvt. Ltd. through its Senior Vice President
(Finance) Registered Office 1421, 14th Floor, Ansal Towers 38, Nehru
Place New Delhi.

..... Petitioner.

Vs.

M/s Negi Builders Pvt. Ltd. through its Managing Director Sh. Jiva
Negi Village- Chowki, P.O. Jari District Himachal Pradesh, Shimla.

.... Respondent.

Coram

The Hon'ble Mr. Justice Kuldip Singh, Judge.

Whether approved for reporting?

For the petitioner : M/s Sanjeev Kumar Dubey & S.M.
Goel, Advocates.

For the Respondent :

Kuldip Singh, Judge (Oral).

The learned counsel for the petitioner has submitted that this court in the judgement dated 17.8.2012 has not prima-facie observed that agreement dated 22.12.2010 requires detailed examination in the facts and circumstances of the case. This court has relied **National Insurance Company Limited vs. Boghara Polyfab Private Limited (2009) 1 SCC 267** and left the question to Arbitral Tribunal to decide the legality of settlement agreement dated 22.12.2010. There is no error apparent on the face of the record in the judgement dated 17.8.2012. Hence, the petition is dismissed.

September 28, 2012.
(Hem)

(Kuldip Singh),
Judge.

Whether the reporters of the local papers may be allowed to see the Judgment?